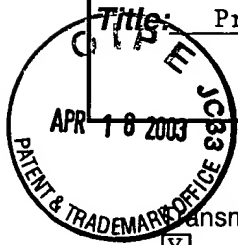


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PTO/SB/05 (03-01)
Approved for use through 10/31/2002. OMB 0651-0032
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Express Mail No.: EU241525992	Attorney Docket No. 57294-012	First Inventor: Cady, Roger K.
AMENDMENT TRANSMITTAL LETTER		Serial No. 09/575,277
Title: Preemptive Prophylaxis of Migraine		Filing Date May 22, 2000
		Examiner Brian Kwon
		Group Art Unit 1614



TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Transmitted herewith is an amendment in the above-identified application.

☒ Large Entity Status

☐ Small Entity status of this application has been established under 37 CFR 1.27

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED - PART II						SMALL ENTITY		OTHER THAN SMALL ENTITY	
	(Column 1)		(Column 2)	(Column 3)					
AMENDMENT	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE	RATE	ADDITIONAL FEE	
	Total (37 CFR 1.16(c))	38*	Minus **	40	= 0	x \$9.00=	-0-	x \$18.00=	-0-
	Independent (37 CFR 1.16(b))	4*	Minus **	5*	= 0	x \$42.00=	-0-	x \$84.00=	-0-
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))					x \$140.00=	-0-	x \$280.00=	-0-
					TOTAL ADDIT. FEE	-0-	TOTAL ADDIT. FEE	-0-	

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.
** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".
*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".
The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

- ☐ Petition of Extension of Time.
- ☒ No additional fee is required for amendment.
- ☐ A check in the amount of the fee is enclosed.
- ☐ The Commissioner has already been authorized to charge fees in this application to a Deposit Account. 08-3460.
- ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 08-3460.
I have enclosed a duplicate copy of this sheet.

- ☒ Any additional filing fees required under 37 C.F.R. 1.16.
- ☒ Any patent application processing fees under 37 C.F.R. 1.17.

David Chambers
Signature

Date: 4/18/03

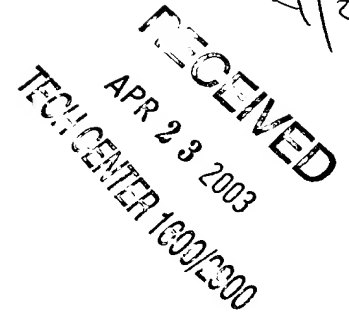
David Chambers, 50,788
Husch & Eppenberger, LLC
401 Main Street, Suite 1400
Peoria, IL 61602
309-637-4900
309-637-4928 FAX

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Certificate of Express Mailing
I hereby certify that this document and fee is being deposited with the United States Postal Service as "Express Mail" under 37 C.F.R. 1.10 Label No. <u>EU241425992US</u> <u>April 18, 2003</u> and addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.
Signature: <u>Deborah Lane-Christian</u>
Type Name: <u>Deborah Lane-Christian</u>

Appl. No. 09/575,277
Amtd. dated April 18, 2003
Reply to Office Action of March 21, 2003



#9A
m. m.
4/25/03

Appl. No. : 09/575,277
Applicant : Roger K. Cady, et al.
Filed : 05/22/2000
Title : Preemptive Prophylaxis of Migraine
TC/A.U. : 1614
Examiner : Brian Kwon
Docket No. : 57294-012

Box Non-Fee Amendment
Honorable Commissioner of Patents
Washington, D.C. 20231

**RESPONSE TO RESTRICTION/ELECTION REQUIREMENT AND
PRELIMINARY AMENDMENT**

Sir:

In response to the Restriction/Election Requirement dated March 21, 2003, applicant hereby elects Invention Group IV without traverse. Invention Group IV includes claims 19-35 and 38-40. Claims 17, 36, and 37 have been amended to be included in this Invention Group. New claims 41-54 have been added and depend from claim 31, which is part of Invention Group IV.

Prior to examination, it is respectfully requested that that the application be amended as follows:

Amendments to the Specification: None.

Amendments to the claims are reflected in the listing of claims which begin on page 2 of this paper.

Amendments to the Drawings: None.

Remarks/Arguments begin on page 8 of this paper.